

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7453

BILL NUMBER: HB 1323

NOTE PREPARED: Jan 10, 2007

BILL AMENDED:

SUBJECT: Alcoholic Beverage Matters.

FIRST AUTHOR: Rep. Crooks

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: ☒ **GENERAL**
☒ **DEDICATED**
☐ **FEDERAL**

IMPACT: State & Local

Summary of Legislation: *Local Alcoholic Beverage Boards:* This bill requires a local alcoholic beverage board to allow an individual to make oral comments at a public meeting or hearing.

Sunday/Election Day/New Year's Day Sales: The bill provides that a holder of an alcoholic beverage permit who is authorized by law to sell alcoholic beverages for carryout may sell carryout on Sunday from noon until 6:00 p.m. This bill allows a retailer to sell alcoholic beverages for consumption on the licensed premises on Sunday from 10 a.m., prevailing local time, until 3:00 a.m. This bill also allows alcoholic beverages to be sold on Election Day from noon until 3 a.m. The bill allows alcoholic beverages to be sold for carryout on New Year's Day. The bill makes conforming amendments.

Effective Date: July 1, 2007.

Explanation of State Expenditures: This bill will cause an increase in administrative costs for the ATC. The ATC will have to amend rules and enforcement procedures of the state Excise Police to implement the provisions of this bill. It is estimated that these changes could be made through the use of existing staff and resources available to the ATC.

Explanation of State Revenues: The provisions of this bill will only impact state revenues to the extent that the sales alcohol are affected. It is estimated that alcohol sales will be increased by the provisions in the bill allowing carryout sales on Sundays and New Year's Day, allowing sales to begin at noon on Election day (rather than after the polls close), and also allowing Sunday sales of alcohol for on premises consumption until 3 a.m. (rather than 12:30 a.m. as in current statute). The amount of the impact is indeterminable and will ultimately depend upon the actual increase in alcohol sales. It is estimated that some of the sales occurring

at times allowed under the bill will not be new sales, but rather alcohol sales shifted from one buying period to another.

To the extent that any of the provisions of this bill affect alcoholic beverage sales, state revenues will be impacted. Sales changes will affect collections of both alcoholic beverage excise taxes and the Sales Tax. The alcoholic beverage excise taxes are distributed in varying amounts to the following funds: state General Fund, the Post War Construction Fund , the ATC Enforcement and Administration Fund , the Addiction Services Fund , and the Wine Grape Market Development Fund. The state retains 50% of the General Fund distribution of beer and wine excise tax revenue. The remainder is distributed to cities and towns based on population. Sales Tax revenue is deposited in the: Property Tax Replacement Fund (50%), the state General Fund (49.192%), the Public Mass Transportation Fund (0.635%), the Commuter Rail Service Fund (0.14%), and the Industrial Rail Service Fund (0.033%).

Explanation of Local Expenditures: Requiring local alcoholic beverage boards to allow individuals to make oral comments at public meetings or hearing is not expected to have a fiscal impact on the boards.

Explanation of Local Revenues: The state retains 50% of the General Fund distribution of beer and wine excise tax revenue. The remainder is distributed to cities and towns based on population.

State Agencies Affected: Alcohol and Tobacco Commission.

Local Agencies Affected: Local alcoholic beverage boards.

Information Sources:

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